

appropriation available on the date of the enactment hereof for pay of the Army: *Provided*, That the Secretary of War determines that the induction or call of said persons in said erroneous grade or rank was without fault on the part of said persons so inducted or called.

SEC. 2. Payments heretofore erroneously made to such persons described in section 1 hereof are hereby ratified and validated and credit therefor shall be allowed by the Comptroller General of the United States in the accounts of disbursing officers making said payments: *Provided*, That any amounts collected from any person on account of payments which are herein validated shall be refunded to said person upon the presentation of a claim therefor to the Comptroller General of the United States who is authorized and directed to certify said claim to the Secretary of the Treasury for payment out of any funds available for pay of the Army.

Approved, February 6, 1942.

*Proviso.*

Validation of pay-  
ments.

*Proviso.*  
Refunds.

#### [CHAPTER 43]

##### AN ACT

To authorize the Secretary of the Navy to proceed with the construction of certain public works, and for other purposes.

February 6, 1942  
[H. R. 6333]  
[Public Law 438]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That there is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, \$450,000,000 for the establishment or development of naval shore activities by the construction of such temporary or permanent public works as the Secretary of the Navy may consider necessary, including buildings, facilities, accessories, and services, with which shall be included the authority to acquire the necessary land: *Provided*, That contracts for construction may be entered into without regard to the provisions of section 3709, Revised Statutes.

Navy, public works.  
Appropriation au-  
thorized.  
*Post*, p. 66.

*Proviso.*  
41 U. S. C. § 5.

SEC. 2. The limits of cost on the construction of quarters and housing on property owned by the United States fixed by this and all prior Acts shall not be construed to prohibit or exclude additional expenditures for utilities, services, and general improvements, including but not restricted to electricity, gas, water, sewage disposal, roads, walks, grading, and drainage.

Additional expendi-  
tures.

SEC. 3. The Secretary of the Navy is authorized to utilize funds heretofore or hereafter appropriated for the construction of naval public works for the temporary relief of contractors and their employees for losses incurred as a direct result of enemy action.

Relief of contractors  
for certain losses.

SEC. 4. The Secretary of the Navy shall transmit to the Congress on or before January 10, 1943, a statement by projects of the obligations incurred pursuant to the authorization provided in this Act.

Report to Congress.

Approved, February 6, 1942.

#### [CHAPTER 44]

##### AN ACT

To provide for the adjustment of tobacco, wheat, and cotton-marketing quotas and acreage allotments in certain cases where farm land is acquired by the United States for defense purposes.

February 6, 1942  
[H. R. 6353]  
[Public Law 439]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That section 313 of the Agricultural Adjustment Act of 1938 is hereby amended by adding at the end thereof the following new subsection:

"(h) Notwithstanding any other provision of this part 1, any person who owned a farm, which in 1940 or thereafter was acquired

Agricultural Ad-  
justment Act of 1938,  
amendments.  
52 Stat. 47; 53 Stat.  
1261.  
7 U. S. C. § 1313.  
Transfer of tobacco  
allotments.

by the United States for national-defense purposes, and who owns or acquires one or more other farms, shall, upon application to the local committee, be entitled to have an allotment for any one of such other farms owned by him for each of the five years succeeding the acquisition by the United States equal to the allotment which would have been made to such farm plus the allotment which would have been made to the farm acquired by the United States except for such acquisition: *Provided*, That such allotment shall not exceed 50 per centum of the acreage of cropland in the farm in the case of flue-cured tobacco, and 20 per centum of the acreage of cropland in the farm, in the case of kinds of tobacco other than flue-cured. Any farm for which the allotment has been determined under this subsection shall, after the end of such five years, have its allotment determined on the basis of past acreage of tobacco, land, labor, and equipment available for the production of tobacco, crop-rotation practices, and soil and other physical factors affecting the production of tobacco: *Provided further*, That the provisions of this subsection shall not be applicable so long as there is any penalty due and unpaid, or a failure to account for the disposition of tobacco produced on the farm acquired by the United States, or if the allotment next established for such farm would have been reduced because of the false or improper identification of tobacco produced on or marketed from such farm. Nothing in this subsection shall be construed as preventing the Secretary from operating any allotment pool from which allotments are made to share tenants or sharecroppers who move from farms acquired by the United States for national-defense purposes to other farms purchased and operated by such persons."

*Provisions.  
Limitations.*

Determination after  
5 years.

Unpaid penalties,  
etc.

Allotment pools.

Wheat acreage al-  
lotments.  
52 Stat. 53.  
7 U. S. C. § 1334.

Establishment of al-  
lotments.

SEC. 2. Section 334 of the Agricultural Adjustment Act of 1938, as amended, is hereby further amended by adding at the end thereof the following new subsection:

"(d) Notwithstanding any other provision of this section, the allotments established, or which would have been established, for any farm acquired in 1940 or thereafter by the United States for national-defense purposes shall be placed in an allotment pool and shall be used only to establish allotments for other farms owned or acquired by the owner of the farm so acquired by the United States. The allotment so made for any farm, including a farm on which wheat has not been planted during any of the three marketing years preceding the marketing year in which the allotment is made, shall compare with the allotments established for other farms in the same area which are similar except for the past acreage of wheat."

Cotton acreage al-  
lotments.  
52 Stat. 57, 203.  
7 U. S. C. § 1344.

Establishment of  
allotments.

SEC. 3. Section 344 of the Agricultural Adjustment Act of 1938, as amended, is hereby further amended by adding the following new subsection:

"(j) Notwithstanding any other provision of this section, the allotment established, or which would have been established, for any farm acquired in 1940 or thereafter by the United States for national-defense purposes shall be placed in an allotment pool and shall be used only for establishing allotments for farms owned or acquired by the owner of the farm so acquired by the United States. The allotment so made for any farm, including a farm which was not used for cotton production during any of the three calendar years immediately preceding the year for which the allotment is made, shall compare with the allotments established for other farms in the same area which are similar except for the past acreage of cotton, taking into consideration the character and adaptability of soil and other physical facilities affecting the production of cotton. Allotments established pursuant

to this subsection shall not affect the allotments for other farms in the county and the acreage allotted to farms in the county shall be increased to the extent of such allotments."

SEC. 4. Section 8 (c) (2) of the Soil Conservation and Domestic Allotment Act, as amended, is hereby further amended by adding at the end thereof the following new sentences: "Notwithstanding any other provision of this section, the allotments established, or which would have been established, for any farm acquired in 1940 or thereafter by the United States for national-defense purposes shall be placed in an allotment pool and shall be used only to establish allotments for other farms owned or acquired by the owner of the farm so acquired by the United States. The allotments so made for any farm, including a farm on which wheat has not been planted during any of the three marketing years preceding the marketing year in which the allotment is made, shall compare with the allotments established for other farms in the same area which are similar except for the past acreage of wheat."

Approved, February 6, 1942.

Soil Conservation and Domestic Allotment Act, amendment.

52 Stat. 31.  
16 U. S. C. § 590h  
(c) (2).  
Wheat acreage allotments.

#### [CHAPTER 45]

##### AN ACT

To authorize the construction of certain naval vessels, and for other purposes.

February 6, 1942

[H. R. 6392]

[Public Law 440]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the Secretary of the Navy is hereby authorized to undertake the construction of one thousand seven hundred and ninety-nine minor combatant, auxiliary, and patrol vessels of various types, in addition to those heretofore authorized, for the United States Navy or for disposal in accordance with existing law.

Navy.  
Construction of naval vessels.

SEC. 2. The Secretary of the Navy is hereby authorized to provide, at a cost not exceeding \$750,000,000, essential equipment, facilities, and land at either private or public establishments, within the territorial limits of the United States, its Territories and possessions, for the construction of ships or portions thereof, and the production of ordnance material for the ships herein authorized.

Shipbuilding facilities, etc.

SEC. 3. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, such sums as may be necessary to effectuate the purposes of this Act.

Appropriation authorized.  
Post, pp. 70, 81.

SEC. 4. The Secretary of the Navy from time to time, but not less frequently than once every six months, shall transmit to the Congress a full report of all acquisitions of land effected under the authority of this or any subsequent Act.

Report to Congress.

Approved, February 6, 1942.

#### [CHAPTER 46]

##### AN ACT

Making appropriations for the Navy Department and the naval service for the fiscal year ending June 30, 1943, and additional appropriations therefor for the fiscal year ending June 30, 1942, and for other purposes.

February 7, 1942

[H. R. 6460]

[Public Law 441]

*Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled*, That the following sums are appropriated, out of any money in the Treasury not otherwise appropriated, for the Navy Department and the naval service